1945.

K

File No. O. Greater Bombay / 45.

A **BRANCH**

Subject:—

Opinions under the Greater Bombay laws and the Bombay High Court (Declaration of limits) Act, 1945

P 2/12

File No. O. Greater Bombay / 45

Gen. 194 e.

486-A

_C_O_N_T_E_N_T_S_ _

Legal Department File No. O. Greater Bombay/45

Serial No.	R.I./O.No.	Subject	Pages.
		Opinions under the Greater Bombay Laws and the Bombay High Court(Declaration of Limits) Acts 1945	
1	O.No. 7041/25-9-1945	Whether the cattle Trespass Act 1871 and the Bombay village Panchayats Act 1933 apply to Chembur after its inclusion in"Greater Bombay"	1-4

SMR 9-7-56
5 Copies.

NKD 20/7

PWD 20/7

Office of the R.L.A.

Although Chembur is included in the area comprised in "Greater Bombay" the Bombay Village Panchayats Act, 1933, still applies to that village(see section 2 of the Bombay Village Panchayats Act, 1938, and section 3(10) of the Bombay General Clauses Act 1904 as amended by the entry relating to it in Schedule E to the Greater Bombay Laws and the Bombay High Court(Declaration of Limits) Act, 1945). Consequently the Chembur village Panchayat would be entitled to function. That being the legal position, the Chembur village Bench would also be entitled to function i.e. to exercise judicial powers under the Bombay Village Panchayats Act even after the introduction of the Greater Bombay Scheme. It appears however necessary to carry out consequential amendments in sections 57, 77, 87, 106, 108(1)(r) and 112(3) and (4) of the Bombay Village Panchayats Act.

The Cattel-trespass Act 1871, will cease to apply to Chembur on the Greater Bombay Scheme coming into force(see Schedule D read with Part II of Schedul A to the Greater Bombay Laws & the Bombay High Court (Delcaration of Limits) Act, 1945).

Id./..... 22/9/45

Remembrancer of Legal Affairs.

U.R. to H. D. No. 7041, dated the 25th September 194

SMR 9-7-56
4 Copies.

p. 21 ante.

The R.L.A.'s presumption that some changes were probably mooted is correct. By paragraph I(ii) of G.N.P.D.No. 9283/33-III dated the 24th September 1945 the 47 villages specified in Schedule A thereto forming part of the South Salsette Taluka in the Bombay Suburban District are excluded therefrom and included in the Thana Taluka of the Thana District. However, as observed by D.S. on p. 21 ante the revenue District of B.S.D. does not go but remians in an attenuated form under paragraph II of the said notification.

Id./.... 6/10

D.S. Id./.... 8/10/45

R.L.A. Id./.... 9/10/45